

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

UNITED STATES OF AMERICA,

V.

**GWENDOLYN ARNETTA GIBBS,
a.k.a GWENDOLYNN ARNETTA,
GIBBS;
CHARLES JOSEPH GUIDRY; and
JUSTINA OBUMNADOR UZOWULU,
Defendants.**

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**Criminal No. 16-CR-234**

**VANESSA D. GILMORE**

Judge

Byron Thomas

Case Manager

## JURY TRIAL

# Proceeding

## EXHIBIT LIST OF THE UNITED STATES OF AMERICA

| No.                                                                                                                          | Description                                                                                                                       | Of<br>fr. | Ob<br>j. | Date Adm | Date<br>N/Adm |
|------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------|-----------|----------|----------|---------------|
| <b>01- Summary Charts as to Counts 1, Conspiracy to Commit Health Care Fraud, and Counts 2, 3, 4, and 5 Healthcare Fraud</b> |                                                                                                                                   |           |          |          |               |
| 1                                                                                                                            | Daybreak Rehabilitation Center<br>("Daybreak") Outpatient Medicare Claims<br>Totals by Beneficiary, January 2007 to<br>April 2016 |           |          |          |               |
| 2                                                                                                                            | Count 2 – Daybreak Medicare Claims for C.<br>Zenon, September 16, 2013–September 30,<br>2013                                      |           |          |          |               |
| 3                                                                                                                            | Count 3 – Daybreak Medicare Claims for J.<br>Zenon, September 16, 2013–September 30,<br>2013                                      |           |          |          |               |
| 4                                                                                                                            | Count 4 – Daybreak Medicare Claims for C.<br>Zenon, October 1, 2015–October 30, 2015                                              |           |          |          |               |
| 5                                                                                                                            | Count 5 – Daybreak Medicare Claims for J.<br>Zenon, October 1, 2015–October 30, 2015                                              |           |          |          |               |
| <b>100 – Medicare Enrollment Documents and Claims Data</b>                                                                   |                                                                                                                                   |           |          |          |               |
| 100                                                                                                                          | Medicare Outpatient Claims Data for<br>Daybreak Rehabilitation Center<br>("Daybreak") (on CD)                                     |           |          |          |               |

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| 101 | Medicare Part B Claims Data for Gibbs Care Home (on CD)                                                                                                                                                                                     |  |  |  |  |
| 102 | Medicare Part B Claims Data for Procare Community Resources, Inc. (“Procare”) (on CD)                                                                                                                                                       |  |  |  |  |
| 103 | Medicare Claims Data for C. Zenon – Home Health, Inpatient, Outpatient, DME, and Part B Claims (on CD)                                                                                                                                      |  |  |  |  |
| 104 | Medicare Claims Data for J. Zenon – Home Health, Inpatient, Outpatient, and Part B Claims (on CD)                                                                                                                                           |  |  |  |  |
| 105 | Medicare Claims Data for C. Zenon, 2016–2019 (on CD)                                                                                                                                                                                        |  |  |  |  |
| 106 | Medicare Claims Data for J. Zenon, 2016–2019 (on CD)                                                                                                                                                                                        |  |  |  |  |
| 107 | Medicare Provider Enrollment Applications for Daybreak (DOJ_DAYBREAK-00004383–DOJ_DAYBREAK-00004385; DOJ_DAYBREAK-00004363–DOJ_DAYBREAK-00004382; DOJ_DAYBREAK-00004345–DOJ_DAYBREAK-00004360; DOJ_DAYBREAK-00004310–DOJ_DAYBREAK-00004338) |  |  |  |  |
| 108 | Electronic Funds Transfer (“EFT”) Authorization Agreement for Daybreak – Account x9265 (DOJ-DAYBREAK-0004293–DOJ-DAYBREAK-0004294)                                                                                                          |  |  |  |  |
| 109 | EFT Authorization Agreement for Daybreak – Account x0457 (DOJ-DAYBREAK-0004282–DOJ-DAYBREAK-0004283)                                                                                                                                        |  |  |  |  |
| 110 | Electronic Data Interchange (“EDI”) for Daybreak (No Bates)                                                                                                                                                                                 |  |  |  |  |
| 111 | Medicare Provider Enrollment Applications for Gibbs Care Home (DOJ_DAYBREAK-0004409–DOJ_DAYBREAK-0004458;                                                                                                                                   |  |  |  |  |

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|                                                      | DOJ_DAYBREAK-0004487–<br>DOJ_DAYBREAK-0004523)                                                                                                                          |  |  |  |  |
| 112                                                  | EFT Authorization Agreement for Gibbs<br>Care Home – Account x4821<br>(DOJ_DAYBREAK-0004552–<br>DOJ_DAYBREAK-0004553,<br>DOJ_DAYBREAK-0004566–<br>DOJ_DAYBREAK-0004570) |  |  |  |  |
| 113                                                  | EFT Authorization Agreement for Gibbs<br>Care Home – Account x4634<br>(DOJ_DAYBREAK-0004554–<br>DOJ_DAYBREAK-0004555)                                                   |  |  |  |  |
| 114                                                  | EDI for Gibbs Care Home<br>(DOJ_DAYBREAK-0004542–<br>DOJ_DAYBREAK-0004548)                                                                                              |  |  |  |  |
| 115                                                  | Medicare Provider Enrollment Application<br>for Procure (DOJ_DAYBREAK-0004586–<br>DOJ_DAYBREAK-0004634,<br>DOJ_DAYBREAK-0004663–<br>DOJ_DAYBREAK-0004672)               |  |  |  |  |
| 116                                                  | EFT Authorization Agreement for Procure –<br>Account x4010 (DOJ_DAYBREAK-<br>0004694–DOJ_DAYBREAK-0004696)                                                              |  |  |  |  |
| <b>Medicaid Enrollment Documents and Claims Data</b> |                                                                                                                                                                         |  |  |  |  |
| 117                                                  | Medicaid Claims Data for Daybreak (on<br>CD)                                                                                                                            |  |  |  |  |
| 118                                                  | Medicaid Claims Data for Gibbs Care<br>Home (on CD)                                                                                                                     |  |  |  |  |
| 119                                                  | Medicaid Claims Data for Procure (on CD)                                                                                                                                |  |  |  |  |
| 120                                                  | Medicaid Provider Agreement for Daybreak<br>(DOJ_DAYBREAK-0000262–<br>DOJ_DAYBREAK-0000287)                                                                             |  |  |  |  |
| 121                                                  | EFT Authorization Agreements for<br>Daybreak – Accounts x0457, x9265<br>(DOJ_DAYBREAK-0000300,<br>DOJ_DAYBREAK-0000292)                                                 |  |  |  |  |

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| 122                                                                               | Medicaid Provider Agreement for Gibbs Care Home (DOJ_DAYBREAK-00000323–DOJ_DAYBREAK-00000372)                                                       |  |  |  |  |
| 123                                                                               | EFT Authorization Agreement for Gibbs Care Home – Account x4634 (DOJ_DAYBREAK-0000451)                                                              |  |  |  |  |
| 124                                                                               | Medicaid Provider Agreement and EFT Authorication Agreement – Account x4010 for Procure (DOJ_DAYBREAK-0000488–DOJ_DAYBREAK-0000567)                 |  |  |  |  |
| 125                                                                               | Medicaid Provider Agreement for Remedi Plus, Inc. (“Remedi”) (DOJ_DAYBREAK-0000794–DOJ_DAYBREAK0000841, DOJ_DAYBREAK-0000898, DOJ_DAYBREAK-0000901) |  |  |  |  |
| 126                                                                               | EFT Authorization Agreement for Remedi – Account x5480 (DOJ_DAYBREAK-0000883)                                                                       |  |  |  |  |
| 127                                                                               | Medicaid Provider Agreement for Visionaire Plus, Inc. (“Visionaire”) (DOJ_DAYBREAK-0000906–DOJ_DAYBREAK-0000925, DOJ_DAYBREAK-0001058)              |  |  |  |  |
| 128                                                                               | EFT Authorization Agreements for Visionaire – Account x8988, Account x2104 (DOJ_DAYBREAK-0000926, DOJ_DAYBREAK-0001055)                             |  |  |  |  |
| <b>200 – Local Coverage Determinations (“LCDs”) and Texas Administrative Code</b> |                                                                                                                                                     |  |  |  |  |
| 200                                                                               | TrailBlazer LCD for Partial Hospitalization Programs (PHPs) – August 17, 1998 through June 13, 2008                                                 |  |  |  |  |
| 201                                                                               | TrailBlazer LCD for PHPs – March 1, 2008 through October 28, 2012                                                                                   |  |  |  |  |
| 202                                                                               | TrailBlazer LCD for PHPs – October 28, 2012 though 2016                                                                                             |  |  |  |  |
| 203                                                                               | Texas Administrative Code Rule, Title 22 Examining Boards, Part 34 Texas State Board                                                                |  |  |  |  |

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|                                                       | of Social Worker Examiners, Rule §781.102 Definitions, Repealed February 20, 2008                                                                                                     |  |  |  |  |
| 204                                                   | Texas Administrative Code Rule, Title 22 Examining Boards, Part 34 Texas State Board of Social Worker Examiners, Rule §781.102 Definitions, Repealed January 27, 2011                 |  |  |  |  |
| 205                                                   | Texas Administrative Code Rule, Title 22 Examining Boards, Part 34 Texas State Board of Social Worker Examiners, Rule §781.102 Definitions, Current                                   |  |  |  |  |
| <b>300 – Social Security Administration Documents</b> |                                                                                                                                                                                       |  |  |  |  |
| 300                                                   | Social Security Beneficiary List – Gwendolyn Guidry (DOJ_DAYBREAK-0055141)                                                                                                            |  |  |  |  |
| 301                                                   | Social Security Beneficiary List – Charles Guidry (DOJ_DAYBREAK-0055142)                                                                                                              |  |  |  |  |
| 302                                                   | Social Security Current and Terminated Beneficiary Lists – Divine Heritage Assisted Living Inc. (DOJ_DAYBREAK-0055143)                                                                |  |  |  |  |
| 303                                                   | Representative Payee Applications for C. Zenon (DOJ_DAYBREAK-0009731-DOJ_DAYBREAK-0009739, DOJ_DAYBREAK-0009705-DOJ_DAYBREAK-0009713, DOJ_DAYBREAK-0009723-DOJ_DAYBREAK-0009730)      |  |  |  |  |
| 304                                                   | Representative Payee Selection Letters for C. Zenon (DOJ_DAYBREAK-0009815-DOJ_DAYBREAK-0009816, DOJ_DAYBREAK-0009817-DOJ_DAYBREAK-0009818, DOJ_DAYBREAK-0009819-DOJ_DAYBREAK-0009820) |  |  |  |  |
| 305                                                   | Representative Payee Applications for J. Zenon (DOJ_DAYBREAK-0055194-DOJ_DAYBREAK-0055195, DOJ_DAYBREAK-0055197-DOJ_DAYBREAK-0055198)                                                 |  |  |  |  |

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| 306                                                           | Representative Payee Selection Letters for J. Zenon (DOJ_DAYBREAK-0055318-DOJ_DAYBREAK-0055319, DOJ_DAYBREAK-0055326-DOJ_DAYBREAK-0055327, DOJ_DAYBREAK-0055341-DOJ_DAYBREAK-0055342) |  |  |  |  |
| 307                                                           | Representative Payee App for C. Zenon and J. Zenon-June 4, 2009 (DOJ_DAYBREAK-0055263-DOJ_DAYBREAK-0055268)                                                                           |  |  |  |  |
| <b>400-Harris County and Texas Secretary of State Records</b> |                                                                                                                                                                                       |  |  |  |  |
| 400                                                           | Assumed Name Records Daybreak (DOJ_DAYBREAK-0058590-DOJ_DAYBREAK-0058593)                                                                                                             |  |  |  |  |
| 401                                                           | Assumed Name Records Gibbs Care Home (DOJ_DAYBREAK-0058579-DOJ_DAYBREAK-0058580)                                                                                                      |  |  |  |  |
| 402                                                           | Assumed Name Records Daybreak Home Health Nursing (DOJ_DAYBREAK-0058586-DOJ_DAYBREAK-0058589)                                                                                         |  |  |  |  |
| 403                                                           | Assumed Name Record Outreach Day Hab (DOJ_DAYBREAK-0058581)                                                                                                                           |  |  |  |  |
| 404                                                           | Assumed Name Record Better-Life Assisted Living (DOJ_DAYBREAK-0058582-DOJ_DAYBREAK-0058583)                                                                                           |  |  |  |  |
| 405                                                           | Texas Secretary of State Records Daybreak (DOJ_DAYBREAK-0050850 - DOJ_DAYBREAK-0050885)                                                                                               |  |  |  |  |
| 406                                                           | Texas Secretary of State Records Divine Heritage (DOJ_DAYBREAK-0050768 - DOJ_DAYBREAK-0050778)                                                                                        |  |  |  |  |
| 407                                                           | Texas Secretary of State Records Everyday Health Management (DOJ_DAYBREAK-0050779 - DOJ_DAYBREAK-0050786)                                                                             |  |  |  |  |

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| 408                                                | Texas Secretary of State Records Gibbs Care Home (DOJ_DAYBREAK-0050886 - DOJ_DAYBREAK-0050913)                   |  |  |  |  |
| 409                                                | Texas Secretary of State Records Infinity EMS (DOJ_DAYBREAK-0050787 - DOJ_DAYBREAK-0050820)                      |  |  |  |  |
| 410                                                | Texas Secretary of State Records ProCare Community Resources, Inc. (DOJ_DAYBREAK-0050914 - DOJ_DAYBREAK-0050921) |  |  |  |  |
| 411                                                | Texas Secretary of State Records Remedi Plus (DOJ_DAYBREAK-0050821 - DOJ_DAYBREAK-0050830)                       |  |  |  |  |
| 412                                                | Texas Secretary of State Records Visionaire Plus (DOJ_DAYBREAK-0050831 - DOJ_DAYBREAK-0050849)                   |  |  |  |  |
| <b>500-Search Evidence from West Orem Location</b> |                                                                                                                  |  |  |  |  |
| 500                                                | Adom, A. Patient Records 2009 (Day SW Box 25 Rm A)                                                               |  |  |  |  |
| 501                                                | Daniels, D. Patient Records 2008 (Day SW Box 6 Rm A 00776-0778)                                                  |  |  |  |  |
| 502                                                | Robinson, S. Patient Records 2009, 2010 (Day SW Box 14 Rm A, Day SW Box 12 Rm A)                                 |  |  |  |  |
| 503                                                | Simmons, I. Patient Documents (DaySW Box 5 Rm G; Day SW Box 13 Rm A-0520-0521, Day SW Rm A Box 14)               |  |  |  |  |
| 504                                                | Wesley, R. Patient Documents 2013, 2014, 2016 (Day SW Box 24 Rm A- 0061-0071, Day SW Box 13 Rm A- 0518-519)      |  |  |  |  |
| 505                                                | Zenon, C. Patient Documents, April 2015 through July 2015 (Day SW Bx 10 Rm A 50-71)                              |  |  |  |  |
| 506                                                | Zenon, C. Patient Documents, August 2015 through January 2016 (Day SW Box 10 Rm A 001-016)                       |  |  |  |  |

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| 507 | Zenon, C. Patient Documents February 2016 (Day SW Box 5 Rm G 0083-0138)                                                                                                                                                     |  |  |  |  |
| 508 | Zenon, J. Patient Documents, February 2008-October 2008 (Day SW Box 14 1390-1492)                                                                                                                                           |  |  |  |  |
| 509 | Zenon, J. Patient Documents, April 2015 through July 2015 (Day SW Bx 10 Rm A 125-172)                                                                                                                                       |  |  |  |  |
| 510 | Zenon, J. Patient Documents, August 2015 through January 2016 (Day SW Bx 10 Rm A 173-181)                                                                                                                                   |  |  |  |  |
| 511 | Treatment Plans for E. Cooper, C. Bruhl, L. Williams, 2015 (DaySW Box 26 Rm A 255-258, 077-079, Day SW Box 13 Rm A 0821-0822)                                                                                               |  |  |  |  |
| 512 | Daybreak Rehabilitation Center Organization Chart (Day SW Box 33 422)                                                                                                                                                       |  |  |  |  |
| 513 | Compilation Daybreak Rehabilitation Center CMHS Initial Screening Forms 2014, 2015, 2016 (Day SW Box 4 Rm G, Day SW Box 10 Rm A, Day SW Box 13 Rm A, Day SW Box 8 Rm A- 1438-1440, Day SW Box 25 Rm A-0261-0262, 0354-0355) |  |  |  |  |
| 514 | Memo To: Daybreak Staff, From: Gwen Gibbs, Administrator, Regarding Medicare Survey August 20, 2009 (Day SW Rm A Box 14 1745, 1746)                                                                                         |  |  |  |  |
| 515 | Correspondence between CMS and Daybreak Rehabilitation Center, March 28, 2011, December 22, 2010 (Day SW Box 14 Rm A 1735-1744)                                                                                             |  |  |  |  |
| 516 | Records related to Daybreak's Response to Texas Attorney General's Office Medicaid Fraud Control Unit Demand for Records (Day SW Box 13 1010-1100, Box 14 1845-1797)                                                        |  |  |  |  |



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| 517 | Daybreak CMHC Special Advisory Committee II Meeting Minutes 2015 (Day SW Box 7 Rm G- 203-212)                                     |  |  |  |  |
| 518 | IOP Billing Records 2012 (Day SW Box 15, 314-380)                                                                                 |  |  |  |  |
| 519 | Compilation of Group Sign-In Sheets 2012-2015 (Day SW Box 33- 524-526, Box 29 Rm A- 0154-0164, 0211, Box 12 Rm A- 1319)           |  |  |  |  |
| 520 | “QA Monitoring” from 2012 (Day SW Box 13 Rm A 1537-1538)                                                                          |  |  |  |  |
| 521 | Handwritten Faxed Messages to Linda Gordon (Day SW Box 33- 480-483, 715, 807-809, 812-813, 816, 872-874)                          |  |  |  |  |
| 522 | Daybreak Home Health Nursing Services Medicaid Provider Agreement (DaySW Box 20 Rm A 0063-0070)                                   |  |  |  |  |
| 523 | Daybreak Home Health Nursing Services Plans of Care and ICAP Assessments (DaySW Box 19 RmA- 0144-0145, 0229-0452)                 |  |  |  |  |
| 524 | Daybreak Home Health Nursing Services Lease Agreement between Coffy Zenon and Gwen Gibbs, June 2015 (DaySW Box 19 Rm A-0159–0160) |  |  |  |  |
| 525 | Daybreak Center Contract for Psychological Services – October 16, 2015 (DaySW Box 19 Rm A- 0026-0036)                             |  |  |  |  |
| 526 | Psychological Consultant Invoice, November 1, 2015 (DaySW Box 19 Rm A- 0023-0024)                                                 |  |  |  |  |
| 527 | ICAP for C. Zenon – October 28, 2012, December 15, 2008 (Day SW Bx 27 RmA 0474-0476, 0017-0030)                                   |  |  |  |  |
| 528 | ICAP for C. Zenon – October 16, 2015 (DaySW Box 19 Rm A-0341-0356)                                                                |  |  |  |  |

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| 529                                          | ICAP for J. Zenon – October 28, 2012<br>(DaySW Bx 23 RmA 0850-0871)                                                                                        |  |  |  |  |
| 530                                          | ICAP for R. Wesley – October 28, 2012<br>(DaySW Box 27 512-530)                                                                                            |  |  |  |  |
| 531                                          | ICAP for R. Wesley – October 16, 2015<br>(Day SW Box 288-307)                                                                                              |  |  |  |  |
| 532                                          | Daybreak Home Health Nursing Services<br>Memos to Dr. Mann Re: Quarterly Advisory<br>Committee Meetings 2012, 2013 (DaySW<br>Box 31 Rm A 1698, 1701, 1687) |  |  |  |  |
| <b>600-Search Evidence from Storage Unit</b> |                                                                                                                                                            |  |  |  |  |
| 600                                          | Clay, E. Patient Documents—2012 (DB<br>Storage Bx 34-00002 - 00021)                                                                                        |  |  |  |  |
| 601                                          | Cross, S. Patient Documents— 2008, 2009,<br>2010 (DB Storage Bx 12) – 3 files by PDF                                                                       |  |  |  |  |
| 602                                          | Gass, B. Patient Documents— August 2007,<br>April 2008 (DB Storage Box 50-1495-1508;<br>DB Storage Box 50- 1523-1710)                                      |  |  |  |  |
| 603                                          | Loftin, S. Patient Documents – March 2008<br>(DB Storage Box 45- 281-293)                                                                                  |  |  |  |  |
| 604                                          | Martin, E. H. Individual Therapy Note (DB<br>Storage Bx 20- 1561)                                                                                          |  |  |  |  |
| 605                                          | Powell, A. Patient Documents— 2009–2010<br>(DB Storage Bx 110- 1945-2035, DB<br>Storage Bx 71- 1228-1319, and DB Storage<br>Bx 88- 748-753)                |  |  |  |  |
| 606                                          | Richardson, L. Patient Documents 2008<br>(DB Storage Box 45- 412-425)                                                                                      |  |  |  |  |
| 607                                          | Weldon, M. Patient Documents (DB<br>Storage Box 42- 1848, 1877-1881, 1896,<br>1899-1900)                                                                   |  |  |  |  |
| 608                                          | Willbanks, W. Patient Document (DB<br>Storage Box 42- 1793)                                                                                                |  |  |  |  |

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| 609 | Zenon, C. Patient Documents August 2008 through November 2008 (DB Storage Bx 110 161-274)                                                                                                                                   |  |  |  |  |
| 610 | Zenon, C. Patient Documents, July 2009–January 2010 (DB Storage Bx 110- 751-813)                                                                                                                                            |  |  |  |  |
| 611 | Zenon, J. and Wesley, R., Initial Psychiatric Evaluation, October 2012 (DB Storage Bx 7 – 1311-1313, 1324-1326)                                                                                                             |  |  |  |  |
| 612 | White, R. Patient Documents February 2009 (DB Storage Bx 76- 269-318)                                                                                                                                                       |  |  |  |  |
| 613 | Hall, P. Patient Documents 2008 (DB Storage Bx 81- 19-218, DB Storage Bx 11- 219-227; DB Storage Bx 25- 10)                                                                                                                 |  |  |  |  |
| 614 | Patricia Hall Daily Time Sheet “Sample” (DB Storage Bx 85- 1194)                                                                                                                                                            |  |  |  |  |
| 615 | Daybreak Q&A Control Sheet “Ms. Pat”(DB Storage Box 88- 814-816)                                                                                                                                                            |  |  |  |  |
| 616 | Compilation of Quality Control Sheets 2006, 2007, 2008 (DB Storage Bx 101- 234-241, Bx 107- 425-486)                                                                                                                        |  |  |  |  |
| 617 | Patient Data Sheet J. Davis with Stickie Notes (DB Storage Bx 91- 638)                                                                                                                                                      |  |  |  |  |
| 618 | Compilation of Daily Transportation Records, Longbrook and Hornbrook, 2008, 2009, 2010, 2011 – 4 PDF’s<br><br>(DB Storage Bx 53, DB Storage Box 81, DB Storage Box 85 DB Storage Box 9, DB Storage Bx 21, DB Storage Bx 46) |  |  |  |  |
| 619 | Compilation of Progress Notes Signed by Charles Guidry (DB Storage Bx 11, DB Storage Bx 1, DB Storage Bx 15, DB Storage Bx 20)                                                                                              |  |  |  |  |

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| 620 | Compilation of Service Delivery Logs<br>October 2008–December 2008 (DB Storage<br>Bx 80- 368-538, 1895-2036, DB Storage Bx<br>43- 889-1090)                               |  |  |  |  |
| 621 | Daybreak Visitors Sign in and Out Sheet<br>June 2011 (DB Storage Bx 105- 472)                                                                                             |  |  |  |  |
| 622 | Daily Census Records September 2011,<br>January 2012, March 2012, July 2012,<br>February 2015 (DB Storage Box 54, DB<br>Storage Box 67, DB Storage Box 73- 1755-<br>1763) |  |  |  |  |
| 623 | Daybreak Adult Day Care Fliers (DB<br>Storage Box 69- 915, 931, DB Storage Box<br>70- 948, 951, 954-955, DB Storage Box 88-<br>488-489)                                   |  |  |  |  |
| 624 | Handwritten Note “Important Notes:<br>06/08/2011 List of Screenings Need Tx<br>Plans” with list of patients (DB Storage Box<br>88 –502,503)                               |  |  |  |  |
| 625 | Handwritten Note “Feb Staffing Wed.<br>02/09/10” (DB Storage Box 86- 79-80, 88-<br>207, 333-334)                                                                          |  |  |  |  |
| 626 | Handwritten Linda Gordon Duties (DB<br>Storage Box 101- 734, 735)                                                                                                         |  |  |  |  |
| 627 | Daybreak Internal Memos (DB Storage Box<br>55, 62)                                                                                                                        |  |  |  |  |
| 628 | List of Providers for Food Vouchers (DB<br>Storage Bx 16- 480)                                                                                                            |  |  |  |  |
| 629 | Fiesta Mart Vouchers January 2007 – Gwen<br>Franks (DB Storage Box 8- 2225, 2232-<br>2235)                                                                                |  |  |  |  |
| 630 | Fiesta Mart Vouchers November 2007 (DB<br>Storage Bx 8- 3201-3206)                                                                                                        |  |  |  |  |
| 631 | Daybreak Providers List 2008, 2009 (DB<br>Storage Box 69- 329-330, 346-355, 231-<br>232, 422-423, 1401-1402)                                                              |  |  |  |  |

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| 632 | Notebook with Handwritten Notes 2008 (DB Storage Box 68- 559-593)                                                                                      |  |  |  |  |
| 633 | Bills for Israel Simmons (DB Storage Bx 16- 130-134)                                                                                                   |  |  |  |  |
| 634 | Compilation of Receipts for Cigarettes (DB Storage Bxs 8, 16, 54, 59)                                                                                  |  |  |  |  |
| 635 | Receipts for Money Orders and Gift Cards, 2014 and 2015 (DB Storage Box 12- 465, 483-484, 900, 1197, DB Storage Box 54- 724-725, 473)                  |  |  |  |  |
| 636 | Lease Agreement for 4630 Brazos Bend Drive - 2008 (DB Storage Box 4- 1809-1814)                                                                        |  |  |  |  |
| 637 | Lease Agreement for 4914 Mulberry Circle – June 2009 (DB Storage Box 93- 1384)                                                                         |  |  |  |  |
| 638 | Eviction Notice for Reserve at Bankside (DB Storage Bx 12- 1021-1022)                                                                                  |  |  |  |  |
| 639 | Daybreak Home Health Nursing Services Records Day Hab Agreement (DB Storage Bx 76- 239-240)                                                            |  |  |  |  |
| 640 | Daybreak Home Health Nursing Services List of Staff (DB Storage Bx 16- 051)                                                                            |  |  |  |  |
| 641 | Service Delivery Logs for J. Zenon, May 2009–May 2010 (DB Storage Box 73- 16-29, 583)                                                                  |  |  |  |  |
| 642 | Compilation of Daybreak Ambulance Transportation Logs 2009, 2010 (DB Storage Box 55- 884-906, DB Storage Box 78- 928-1007, DB Storage Box 83- 250-271) |  |  |  |  |
| 643 | List entitled “PT’s PULLED – AMBULANCE RIDERS” dated August 31, 2010 (DB Storage Bx 74- 80-82)                                                         |  |  |  |  |
| 644 | Committee Meeting Topic: EMS dated August 13, 2010 (DB Storage Bx 74- 202)                                                                             |  |  |  |  |

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| 645                                              | 2010 CMS Audit Folder (DB Storage Bx 45- 508-650)                                                                                         |  |  |  |  |
| 646                                              | Cheat Sheet, Instructions for Determining “ELOS” ie Expected Length of Stay Projected Discharge Date (DB Storage Bx 40- 567-568)          |  |  |  |  |
| 647                                              | Thomas, B. Patient Intake (DB Storage Bx 74- 1195)                                                                                        |  |  |  |  |
| 648                                              | Patient List November 2009 with IOP Comments (DB Storage Box 87- 284-288)                                                                 |  |  |  |  |
| <b>700-Search Evidence from Gibbs Residence</b>  |                                                                                                                                           |  |  |  |  |
| 700                                              | Patient Documents for E. Clay July 2010 (DB Residence Bx 6)                                                                               |  |  |  |  |
| 701                                              | Daybreak Rehabilitation Center Policies & Procedures Binder (DB Residence Bx 7- 152–DB Residence                                          |  |  |  |  |
| 702                                              | Community Mental Health Center Federal Regulations Set (DB Residence Bx 7-140– DB Residence Bx 7-280)                                     |  |  |  |  |
| 703                                              | QA Monitoring 02/01-15/2012 (DB Residence Bx 5-613)                                                                                       |  |  |  |  |
| 704                                              | Things to Do 2015 (DB Residence Bx 5- 611)                                                                                                |  |  |  |  |
| 705                                              | Employment Documents – Mitchell Thibideaux (DB Residence Bx 2)                                                                            |  |  |  |  |
| 706                                              | Employment Documents – Ron Turner (DB Residence Bx 2-1034–1035)                                                                           |  |  |  |  |
| 707                                              | Employment Documents – Patricia Hall (DB Residence Bx 1)                                                                                  |  |  |  |  |
| 708                                              | Patient List from October 2012 with “Linda Copy” (DB Residence 3 680)                                                                     |  |  |  |  |
| <b>800-Documents Obtained from Other Sources</b> |                                                                                                                                           |  |  |  |  |
| 800                                              | Reserve at Bankside Lease for Coffee Zenon, Joseph Zenon, and Zanya Jenkins, June 2014 (Reserve at Bankside 001– Reserve at Bankside 061) |  |  |  |  |

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| 801                     | Mann Psychological Consulting Contact Notes for B. Law, R. Wesley, C. Zenon, J. Zenon (DOJ_DAYBREAK-0001682-DOJ_DAYBREAK-0001717) |  |  |  |  |
| 802                     | Dr. Gerald I. Busch, MD Patient Records for E. Clay 2013-2016 (Busch/Clay 001-131)                                                |  |  |  |  |
| 803                     | Lifeway Healthcare, Inc. Patient File for C. Zenon, 09/12/13 - 12/23/13 (Lifeway – C.Z. 001-109)                                  |  |  |  |  |
| 804                     | Lifeway Healthcare, Inc. Patient File for J. Zenon, 09/12/13 - 12/23/13 (Lifeway – J.Z. 001-112)                                  |  |  |  |  |
| 805                     | Records provided by Stacey Parker-Blake (SPBlake 001-0049)                                                                        |  |  |  |  |
| 806                     | Handwritten Letters by Gwendolyn Gibbs, January 7, 2015, provided by Faye Jacob                                                   |  |  |  |  |
| 807                     | License Verification, Guidry, Charles Joseph, Licensed Baccalaureate Social Worker                                                |  |  |  |  |
| <b>900-Bank Records</b> |                                                                                                                                   |  |  |  |  |
| 900                     | Signature Card for Gwendolyn Gibbs Bank of America Account x7029 (DOJ_DAYBREAK-0028959 – DOJ_DAYBREAK-0028960)                    |  |  |  |  |
| 901                     | Signature Card for Daybreak Home Health Nursing Services Chase Account x0763 (DOJ_DAYBREAK-0051601)                               |  |  |  |  |
| 902                     | Signature Card for Daybreak Home Health Nursing Services Gwen & Tarek Gibbs Chase Account x8286 (DOJ_DAYBREAK-0022936)            |  |  |  |  |
| 903                     | Signature Card for Daybreak Rehab Center Chase Account x1201 (DOJ_DAYBREAK-0011269 – DOJ_DAYBREAK-0011270)                        |  |  |  |  |

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| 904 | Signature Card for Daybreak Rehab Center Chase Account x0683 (DOJ_DAYBREAK-0022097)                                                         |  |  |  |  |
| 905 | Signature Card for Daybreak Rehab Center Chase Account x0675 (DOJ_DAYBREAK-0021072)                                                         |  |  |  |  |
| 906 | Signature Card for Daybreak Rehab Center Chase Account x0457 (DOJ_DAYBREAK-0010064)                                                         |  |  |  |  |
| 907 | Signature Card for Daybreak Rehab Center Chase Account x6999 (DOJ_DAYBREAK-0015360)                                                         |  |  |  |  |
| 908 | Signature Card for Daybreak Rehab Center Chase Account x2267 and x9265 (DOJ_DAYBREAK-0020470 – DOJ_DAYBREAK-0020472)                        |  |  |  |  |
| 909 | Signature Card for Daybreak Rehab Center Chase Account x7017, x7138, and x4716 (DOJ_DAYBREAK-0019801 – DOJ_DAYBREAK-0019807)                |  |  |  |  |
| 910 | Signature Card for Everyday Health Mgt Services dba: Building New Beginnings Recovery Men Chase Account x9359, x3453 (DOJ_DAYBREAK-0055673) |  |  |  |  |
| 911 | Signature Card for Everyday Health Management Services Chase Account x5519, x0567 (DOJ_DAYBREAK-0024467 – DOJ_DAYBREAK-0024468)             |  |  |  |  |
| 912 | Signature Card for Gibbs Care Home dba: Outreach Behavioral Health Chase Account x8245 (DOJ_DAYBREAK-0052050)                               |  |  |  |  |
| 913 | Signature Card for Gibbs Care Home, Inc. dba: Daybreak Center for All Account x4821, x8847 (DOJ_DAYBREAK-0018752 – DOJ_DAYBREAK-0018753)    |  |  |  |  |
| 914 | Signature Card for Gibbs Care Home Inc. dba: Gibbs Care Center Washington Mutual                                                            |  |  |  |  |



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|     | / JPMorgan Chase Bank x9560<br>(DOJ_DAYBREAK-0025978)                                                                           |  |  |  |  |
| 915 | Signature Card for Gibbs Care Home Inc.<br>Db: Daybreak Adult Day Care x3165<br>(DOJ_DAYBREAK-0018624-<br>DOJ_DAYBREAK-0018628) |  |  |  |  |
| 916 | Signature Card for Gibbs Care Home Chase<br>Account x2267 and Account x4634<br>(DOJ_DAYBREAK-0026356,<br>DOJ_DAYBREAK-0026379)  |  |  |  |  |
| 917 | Signature Card for Gwen and Charles<br>Guidry Chase Account x1851<br>(DOJ_DAYBREAK-0030449 –<br>DOJ_DAYBREAK-0030450)           |  |  |  |  |
| 918 | Signature Card for Gwendolyn A. Gibbs<br>Chase Account x2530 and x1863<br>(DOJ_DAYBREAK-0029509)                                |  |  |  |  |
| 919 | Bank Statement for Gwendolyn A. Gibbs<br>Chase Account x1863, February 21, 2007<br>(DOJ_DAYBREAK-0029293)                       |  |  |  |  |
| 920 | Signature Card for Gwendolyn A. Gibbs<br>Chase Account x2680 (DOJ_DAYBREAK-<br>0013681 – DOJ_DAYBREAK-0013682)                  |  |  |  |  |
| 921 | Signature Card for Health Max Chase<br>Account x1360 (no bates)                                                                 |  |  |  |  |
| 922 | Signature Card for Health Max Chase<br>Account x3289 (DOJ_DAYBREAK-<br>0030658)                                                 |  |  |  |  |
| 923 | Signature Card for Health Max Chase<br>Account x4499 (no bates)                                                                 |  |  |  |  |
| 924 | Signature Card for Nyah Inc. Chase<br>Account x0949 (DOJ_DAYBREAK-<br>0056047)                                                  |  |  |  |  |
| 925 | Signature Card for Nyah Inc. Chase<br>Account x3197 (DOJ_DAYBREAK-<br>0056049)                                                  |  |  |  |  |

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| 926 | Bank Statement, May 2, 2011 for Nyah Inc. Chase Account x0771 (DOJ_DAYBREAK-0055766)                                  |  |  |  |  |
| 927 | Signature Card for Procare Chase Account x4010 and x6093 (DOJ_DAYBREAK-0056552-DOJ_DAYBREAK-0056654)                  |  |  |  |  |
| 928 | Reserved                                                                                                              |  |  |  |  |
| 929 | Reserved                                                                                                              |  |  |  |  |
| 930 | Signature Card for Robbie White and Gwen A. Guidry Chase Account x0046 (DOJ_DAYBREAK-0057117)                         |  |  |  |  |
| 931 | Signature Card for Robbie White and Gwen A. Guidry Chase Account x 9256 (DOJ_DAYBREAK-0033614)                        |  |  |  |  |
| 932 | Signature Card for Sarai E. Osorio Chase Account x 4019 (DOJ_DAYBREAK-0032010)                                        |  |  |  |  |
| 933 | Signature Card for Tarek Gibbs Chase Account x 9378 (DOJ_DAYBREAK-0025909)                                            |  |  |  |  |
| 934 | Signature Card for Tarek Gibbs Chase Account x 2380 (DOJ_DAYBREAK-0024874)                                            |  |  |  |  |
| 935 | Signature Card for Tarek Gibbs Chase Account x 8120 (DOJ_DAYBREAK-0025404)                                            |  |  |  |  |
| 936 | Signature Card for Tarek Gibbs and Gwendolyn Gibbs Chase Account x 9141 (DOJ_DAYBREAK0033292)                         |  |  |  |  |
| 937 | Signature Card for Tarek Gibbs and Sarai E. Osorio Chase Account x 6079 (DOJ_DAYBREAK-0033238 – DOJ_DAYBREAK-0033242) |  |  |  |  |

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| 938 | Signature Card for Visionaire Chase Account x2104 (DOJ_DAYBREAK-0057638–DOJ_DAYBREAK-0057639)                                  |  |  |  |  |
| 939 | Signature Card for Joseph Zenon and Gwendolyn Gibbs First National Account x5366 (DOJ_DAYBREAK-034010 – DOJ_DAYBREAK-0034011)  |  |  |  |  |
| 940 | Signature Card for Coffee Zenon and Gwendolyn Gibbs First National Account x5374 (DOJ_DAYBREAK-0034006 – DOJ_DAYBREAK-0034007) |  |  |  |  |
| 941 | Signature Card for Gwendolyn Guidry First National Account x5737 (DOJ_DAYBREAK-0029530 – DOJ_DAYBREAK-0029531)                 |  |  |  |  |
| 942 | Signature Card for Every Day Health Management Services WAMU Account x7806 (DOJ_DAYBREAK-0024861)                              |  |  |  |  |
| 943 | Signature Card for Danetta C. Simonton Woodforest Account x3808 (DOJ_DAYBREAK-0054170)                                         |  |  |  |  |
| 944 | Signature Card for Outreach Day Hab Woodforest Account x2414 (DOJ_DAYBREAK-0054031)                                            |  |  |  |  |
| 945 | Signature Card for Starr L. Owens Woodforest Account x1767 (DOJ_DAYBREAK-0053761)                                              |  |  |  |  |
| 946 | Signature Card for Starr L. Owens Woodforest Account x9917 (DOJ_DAYBREAK-0054721)                                              |  |  |  |  |
| 947 | Signature Card for Starr L. Owens Woodforest Account x9589 (DOJ_DAYBREAK-0054699)                                              |  |  |  |  |
| 948 | Signature Card for Charles J. Guidry Chase Account x2726 (DOJ_DAYBREAK0029860)                                                 |  |  |  |  |

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| 949                                    | Signature Card for Charles J. Guidry Chase<br>Account x1297<br>(DOJ_DAYBREAK0029719)                               |  |  |  |  |
| 950                                    | Signature Card for Charles J. Guidry Chase<br>Account x7772<br>(DOJ_DAYBREAK0029984)                               |  |  |  |  |
| <b>1000- Recordings and Transcript</b> |                                                                                                                    |  |  |  |  |
| 1000                                   | Recording of Charles Guidry, March 3,<br>2017                                                                      |  |  |  |  |
| 1001                                   | Custodial Interview of Justina Uzowulu,<br>May 16, 2016 (4 Video Files on a CD)                                    |  |  |  |  |
| 1002                                   | Transcript of Custodial Interview of Justina<br>Uzowulu, May 16, 2016 (4 PDFs<br>corresponding to each Video File) |  |  |  |  |
| <b>1100-Photographs</b>                |                                                                                                                    |  |  |  |  |
| 1100                                   | Search Warrant Sketch<br>(DOJ_DAYBREAK-0008612)                                                                    |  |  |  |  |
| 1101                                   | Photo of front of West Orem Location<br>(DOJ_DAYBREAK-0008613)                                                     |  |  |  |  |
| 1102                                   | Photo of front of West Orem Location 2<br>(DOJ_DAYBREAK-0008614)                                                   |  |  |  |  |
| 1103                                   | Photo of front of West Orem Location 3<br>(DOJ_DAYBREAK-0008615)                                                   |  |  |  |  |
| 1104                                   | Photo of Main Room (DOJ_DAYBREAK-<br>0008617)                                                                      |  |  |  |  |
| 1105                                   | Photo of Main Room 2<br>(DOJ_DAYBREAK-0008726)                                                                     |  |  |  |  |
| 1106                                   | Photo of Group Room (DOJ_DAYBREAK-<br>0008622)                                                                     |  |  |  |  |
| 1107                                   | Photo of Group Room 2<br>(DOJ_DAYBREAK-8721)                                                                       |  |  |  |  |
| 1108                                   | Photo of Group Room 3<br>(DOJ_DAYBREAK-8715)                                                                       |  |  |  |  |

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| 1109 | Photo of File Cabinets (DOJ_DAYBREAK-0008654)              |  |  |  |  |
| 1110 | Photo of Cubicles (DOJ_DAYBREAK-0008652)                   |  |  |  |  |
| 1111 | Photo Of Cubicles and File Cabinets (DOJ_DAYBREAK-0008719) |  |  |  |  |
| 1112 | Photo of Main Room from Cubicles (DOJ_DAYBREAK-0008678)    |  |  |  |  |
| 1113 | Photo Of Daybreak Mission Statement (DOJ_DAYBREAK-0008692) |  |  |  |  |
| 1114 | Photo of Smoking Area (DOJ_DAYBREAK-0008734)               |  |  |  |  |
| 1115 | Photo of Smoking Area 2 (DOJ_DAYBREAK-0008737)             |  |  |  |  |
| 1116 | Photo of Smoking Area 3 (DOJ_DAYBREAK-0008738)             |  |  |  |  |
| 1117 | Photo of Back Parking Lot (DOJ_DAYBREAK-0008740)           |  |  |  |  |
| 1118 | Photograph of 11502 Hornbrook Houston, TX                  |  |  |  |  |
| 1119 | Photographs of 4915 Mulberry Circle Missouri City, TX      |  |  |  |  |
| 1120 | Photograph of Gwendolyn Gibbs                              |  |  |  |  |
| 1121 | Photograph of Charles Guidry                               |  |  |  |  |
| 1122 | Photograph of Justina Uzowulu                              |  |  |  |  |
| 1123 | Photograph of Starr Owens                                  |  |  |  |  |
| 1124 | Photograph of Sarah Elizabeth Osorio                       |  |  |  |  |
| 1125 | Photograph of Tarek Gibbs                                  |  |  |  |  |
| 1126 | Photograph of Sitrenia Gilyard                             |  |  |  |  |

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|--------------------------------------------|-------------------------------------------------------------------------|--|--|--|--|
| 1127                                       | Photograph of Summer Wright                                             |  |  |  |  |
| 1128                                       | Photograph of Robbie White                                              |  |  |  |  |
| 1129                                       | Photograph of Dudley Farenthold                                         |  |  |  |  |
| 1130                                       | Photograph of Coffy Zenon                                               |  |  |  |  |
| 1131                                       | Photograph of Joseph Zenon                                              |  |  |  |  |
| 1132                                       | Photographs of Daybreak Patients                                        |  |  |  |  |
| 1133                                       | Photographs of Group Home Owners and Marketers associated with Daybreak |  |  |  |  |
| <b>1200-Summary Charts of Bank Records</b> |                                                                         |  |  |  |  |
| 1200                                       | Total Paid to All Daybreak Accounts From Medicare and Medicaid          |  |  |  |  |
| 1201                                       | Checks to Group Home Owners and Marketers associated with Daybreak      |  |  |  |  |
| 1202                                       | Other Healthcare Entities Checks to Justina Uzowulu                     |  |  |  |  |
| 1203                                       | Checks to Apartment Complexes on Behalf of Daybreak Patients            |  |  |  |  |
| 1204                                       | Checks to Patricia Hall                                                 |  |  |  |  |
| 1205                                       | Checks to Robbie White                                                  |  |  |  |  |
| 1206                                       | Social Security Income Spending by Gwendolyn Gibbs                      |  |  |  |  |
| 1207                                       | Daybreak Family Tree                                                    |  |  |  |  |
| 1208                                       | Daybreak Family Tree with Total Money Paid                              |  |  |  |  |
| 1209                                       | Daybreak Family Businesses with Total Money Paid                        |  |  |  |  |
| 1210                                       | Procure Deposits and Spending                                           |  |  |  |  |
| 1211                                       | Every Day Health Management Services Deposits and Spending              |  |  |  |  |

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| 1212                                                            | Health Max Deposits and Spending                                      |  |  |  |  |
| 1213                                                            | Outreach Dayhab Deposits and Spending                                 |  |  |  |  |
| 1214                                                            | Visionaire Plus Inc. Deposits and Spending                            |  |  |  |  |
| <b>1300-Summary Charts of Medicare and Medicaid Claims Data</b> |                                                                       |  |  |  |  |
| 1300                                                            | Daybreak Outpatient Medicare Claims Totals by Beneficiary             |  |  |  |  |
| 1301                                                            | Daybreak Medicare Claims Summary by Procedure Code and Diagnosis Code |  |  |  |  |
| 1302                                                            | Daybreak Medicaid Claims Summary By Recipient                         |  |  |  |  |
| 1303                                                            | Gibbs Care Home Medicare Claims Summary By Beneficiary                |  |  |  |  |
| 1304                                                            | Gibbs Care Home Medicaid Claims Summary by Recipient                  |  |  |  |  |
| 1305                                                            | ProCare Medicare Claims Summary by Beneficiary                        |  |  |  |  |
| 1306                                                            | ProCare Medicaid Claims Summary by Recipient                          |  |  |  |  |
| 1307                                                            | Daybreak Medicare Claims Summary for C. Zenon                         |  |  |  |  |
| 1308                                                            | Daybreak Medicare Claims Summary for J. Zenon                         |  |  |  |  |
| 1309                                                            | Total Billed to Medicare and Medicaid from All Entities for C. Zenon  |  |  |  |  |
| 1310                                                            | Total Billed to Medicare and Medicaid from All Entities for J. Zenon  |  |  |  |  |
| 1311                                                            | Daybreak Medicare Claims Summary for E. Clay                          |  |  |  |  |
| 1312                                                            | Daybreak Medicare Claims Summary for P. Hall                          |  |  |  |  |

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|------|------------------------------------------------------------------------------------|--|--|--|--|
| 1313 | Daybreak Medicare Claims Summary for R. Wesley                                     |  |  |  |  |
| 1314 | Daybreak Medicare Clams Summary for R. White                                       |  |  |  |  |
| 1315 | Daybreak Medicare Claims Summary for Beneficiaries associated with Justina Uzowulu |  |  |  |  |
| 1316 | Daybreak Medicare Claims Summary for Beneficiaries associated with Shawn Manney    |  |  |  |  |
| 1317 | Daybreak Medicare Claims Summary for Beneficiaries associated with Colin Wilson    |  |  |  |  |

CERTIFICATE OF SERVICE

I certify that on September 6, 2021, I filed this document electronically on CM/ECF.

Kathryn Olson